

July 7, 2003

Ms. Marlene Dortch  
Office of the Secretary  
Federal Communications Commission  
445 Twelfth Street, S.W.  
12<sup>th</sup> Street Lobby - TW - A325  
Washington, D.C. 20554

Re: Petition for Rule Making  
Brownwood, Texas

Dear Ms. Dortch:

Enclosed is an original and four (4) copies of a Petition  
for Rule Making to add Channel 278A at Brownwood, Texas.

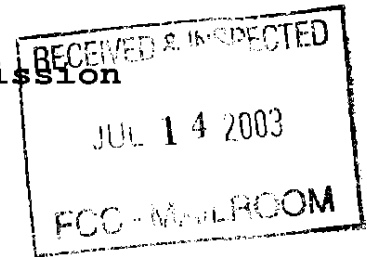
Respectfully submitted,

Charles Crawford  
4553 Bordeaux Ave.  
Dallas, Texas 75205  
(214) 520-7077 Tele  
(214) 443-9308 Fax

BrownwoodShovel

044  
MB  
03-204

Before the  
Federal Communications Commission  
Washington, D.C. 20554



In the Matter of )  
 )  
Amendment of 73.202 (b) ) MB Docket No. \_\_\_\_\_  
Table of Allotments )  
FM Broadcast Stations )  
(Brownwood, TX )

To: John Karousos, Assistant Chief  
Audio Division of the  
Media Bureau

PETITION FOR RULE MAKING

Pursuant to 47 C.F.R. 1.401, Charles Crawford respectfully petitions the FCC to institute a Rule Making proceeding to amend the FM Table of Allotments to add Channel 278A at Brownwood, Texas.

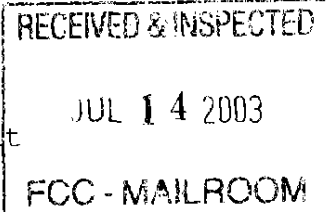
DISCUSSION

Petitioner respectfully submits that the public interest would be served by allocating Channel 278A to Brownwood, Texas as that community's third competing commercial FM service. Brownwood, Texas is an incorporated city and the county seat of Brown county. Brownwood has a population of 18,813.<sup>1</sup> Brownwood has its own mayor, its own school, fire department, post office and a number of local churches. Brownwood is a community that is certainly deserving of another FM service. The proposed channel 278A will provide additional diversity and an outlet for local self-expression to Brownwood residents and therefore is in the public interest.

In order for Channel 278A to be allotted to Brownwood, Texas, two stations must be reclassified from C's to C0's. Those station are KEYI Channel 278C at San Marcos, Texas and KCDD Channel 279C at Hamlin, Texas. (See, Attachment A, Request to Reclassify Statement for KEYI) and (See, Attachment B, Request to Reclassify Statement for KCDD)

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<sup>1</sup> According to the Texas Almanac 2002-2003



Attached hereto is a channel study confirming that Channel 278A can be allocated to Brownwood, Texas, consistent with the FCC's FM separation rules. See revision of FM Assignment Policies and Procedures, 90 FCC 2d 88 (1992). (See, Attachment C)

Reference coordinates for Channel 278A at Brownwood, Texas are:

31 45 48 N  
98 55 19 W

Should this petition be granted and Channel 278A be allotted to Brownwood, Texas, Petitioner will apply for Channel 278A at Brownwood and after it is authorized, will promptly construct the new facility.

The factual information provided in this Petition for Rule Making is correct and true to the best of my knowledge.

Respectfully submitted,

A handwritten signature in black ink, appearing to be "Charles Crawford", written over a horizontal line.

Charles Crawford  
4553 Bordeaux Ave.  
Dallas, Texas 75205  
(214) 520-7077      Tele  
(214) 443-9308      Fax

cc: Gene A. Bechtel, Law Office of Gene Bechtel, Suite 600, 1050 17<sup>th</sup> Street, N.W., Washington, D.C. 20036, telephone (202) 496-1289, telecopier (301) 762-0156, attorney for Charles Crawford. It is requested that the Commission and any parties who may file pleadings in the captioned matter serve copies to Mr. Bechtel as well as Charles Crawford.

July 7, 2003

RECEIVED & INSPECTED  
JUL 14 2003  
FCC - MAILROOM

Attachment A

RECEIVED & INSPECTED

JUL 14 2003

FCC - MAILROOM

Charles Crawford  
4553 Bordeaux Ave.  
Dallas, Texas 75205

Petition for Rule Making  
FM Channel 278A  
Brownwood, Texas  
July 7, 2003

### Attachment A

Request to Reclassify  
Station KEYI(FM), San Marcos, Texas  
Pursuant to MM Docket 98-93

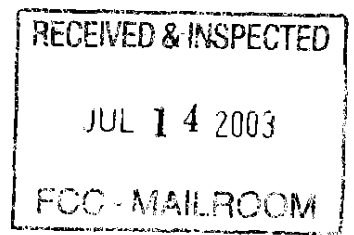
Radio Station KEYI(FM), San Marcos, Texas is licensed to Sinclair Telecable, Inc., c/o Emmis Communications Corporation, 40 Monument Circle, Suite 700, Indianapolis, IN 46204, (Facility ID 41213), FCC File No. BLH 19880113KA. The facility operates with a power of 100 kilowatts with center of radiation 383 meters height above average terrain. The above captioned Docket 98-93 provides the mechanism to automatically downgrade a Class C facility to Class C0 when a demand is made for the spectrum, as is the case here. Charles Crawford respectfully requests that the license of Radio Station KEYI(FM) be modified to specify operation on FM Channel 278C0 instead of on FM Channel 278C in accordance with the above Docket which provides for such downgrades when a demand for the unused spectrum is made, as is the case here.

Charles Crawford, the proponent of Channel 278A at Brownwood, Texas, in accordance with the above Docket, formally requests that the Commission reclassify Radio Station KEYI(FM) as a Class C0 facility. Charles Crawford certifies that no alternative channel is available for the service he proposes at Brownwood, Texas as is proposed in the Petition for Rule Making. A copy of this Petition for Rule Making is being served on Sinclair Telecable, Inc., c/o Emmis Communications Corporation, as is required in the above Docket.

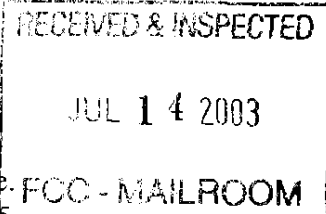


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Charles Crawford



Attachment B



Charles Crawford  
4553 Bordeaux Ave.  
Dallas, Texas 75205


Petition for Rule Making  
FM Channel 278A  
Brownwood, Texas  
July 7, 2003

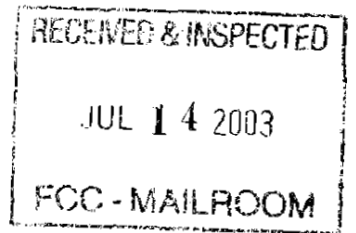
**Attachment B**

Request to Reclassify  
Station KCDD(FM), Hamlin, Texas  
Pursuant to MM Docket 98-93

Radio Station KCDD(FM), Hamlin, Texas is licensed to Cumulus Licensing Corporation, 3535 Piedmont Road, Building 14, 14<sup>th</sup> Floor, Atlanta GA. 30305, (Facility ID 64656), FCC File No. BLH 19870206KC. The facility operates with a power of 100 kilowatts with center of radiation 300 meters height above average terrain. The above captioned Docket 98-93 provides the mechanism to automatically downgrade a Class C facility to Class C0 when a demand is made for the spectrum, as is the case here. Charles Crawford respectfully requests that the license of Radio Station KCDD(FM) be modified to specify operation on FM Channel 279C0 instead of on FM Channel 279C in accordance with the above Docket which provides for such downgrades when a demand for the unused spectrum is made, as is the case here.

Charles Crawford, the proponent of Channel 278A at Brownwood, Texas, in accordance with the above Docket, formally requests that the Commission reclassify Radio Station KCDD(FM) as a Class C0 facility. Charles Crawford certifies that no alternative channel is available for the service he proposes at Brownwood, Texas as is proposed in the Petition for Rule Making. A copy of this Petition for Rule Making is being served on Cumulus Licensing Corporation, as is required in the above Docket.

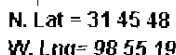
  
\_\_\_\_\_  
Charles Crawford



Attachment C



## Study



Call	CH#	Type	Location		D-KM	Azi	FCC	Margin
KCDD	279C*	LIC	Hamlin	TX	152.07	315.0	165.0	-12.93
KEY1FM	278C*	LIC	San Marcos	TX	214.95	152.3	226.0	-11.05
RADD	280A	ADD	Comanche	TX	33.62	63.6	31.0	2.62
RADD	224A	ADD	Comanche	TX	27.38	61.1	10.0	17.38
RADD	224C3	ADD	Mullin	TX	33.43	133.3	12.0	21.43
RADD	278C2	ADD	Mertzon	TX	195.74	250.8	166.0	29.74
KKCN	276C1	LIC	Ballinger	TX	111.28	264.4	75.0	36.28
KV1LFM	279C	LIC	Highland Park-da	TX	205.75	63.0	165.0	40.75
ALLO.R	281C2	RSV	Mason	TX	116.27	194.6	55.0	61.27
KITY.C	275C3	CP	Llano	TX	114.57	181.5	42.0	72.57
KSSM.C	276C3	CP	N Copperas Cove	TX	119.03	129.1	42.0	77.03
KSSM	276C3	LIC-Z	Copperas Cove	TX	119.03	129.1	42.0	77.03
RADD	277C3	ADD	Junction	TX	174.67	208.8	89.0	85.67
KWOW	281C2	LIC N	Clifton	TX	151.69	90.8	55.0	96.69
KWBUFM	277A	LIC N	Waco	TX	169.32	101.8	72.0	97.32
ALLO.V	224A	VAC	Mason	TX	116.20	194.8	10.0	106.20
RDEL	224A	DEL	Mason	TX	116.20	194.8	10.0	106.20
KWFSFM	277C1	LIC	Wichita Falls	TX	239.20	8.4	133.0	106.20
KESN.C	277C	CP	Allen	TX	271.30	42.1	165.0	106.30
KESN.C	277C	CP	Allen	TX	271.30	42.1	165.0	106.30
KDMX	275C*	LIC	Dallas	TX	204.78	63.1	95.0	109.78
KESN.C	277C	CP -Z	Allen	TX	277.64	44.2	165.0	112.64
KESN.C	277C	CP	Allen	TX	277.64	44.2	165.0	112.64

279

183

36

# Brownwood, TX CH 278A 1.00 mv



© 2000 DeLorme, Street Atlas USA; © 2000 GDT, Inc., Rel. 04/2000

Mag 11.00

Mon Jul 07 16:13 2003

Scale 1:250,000 (at center)

5 Miles

5 KM



US Highway



Major Connector



State Route



Point of Interest



Small Town



Park/Reservation



Locale



City



Sched Service Airport

Land

Water

River/Canal

Intermittent River

**CERTIFICATE OF SERVICE**


I, Charles Crawford, hereby certify that on this 7<sup>th</sup> day of July, 2003, I caused copies of the foregoing "Petition for Rule making for Brownwood, Texas" to be placed in the U.S. Postal Service, first class postage prepaid, addressed to the following persons:

Mr. Marlene Dortch  
Office of the Secretary  
Federal Communications Commission  
445 Twelfth Street, S.W.  
12<sup>th</sup> Street Lobby-TW-A325  
Washington, D.C. 20554

Gene Bechtel, Esq.  
Law Offices of Gene Bechtel, P.C.  
1050 17<sup>th</sup> Street, N.W., Suite 600  
Washington, D.C. 20036-5517  
(Counsel for Petitioner)

LBJS Broadcasting Company, L.P.  
c/o Emmis Communications Corporation  
Station KEYI  
40 Monument Circle, Suite 700  
Indianapolis, IN 46204

Cumulus Licensing Corporation  
Station KCDD  
3535 Piedmont Road  
Building 14, 14<sup>th</sup> Floor  
Atlanta, GA 30305

  
Charles Crawford